

TOWN BOARD REORGANIZATION MEETING
WEDNESDAY, JANUARY 9, 2009; 7:00 P.M.
 NEW WINDSOR TOWN HALL
 NEW WINDSOR, NEW YORK

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti, Councilman Lundstrom

OTHER OFFICIALS PRESENT: Comptroller Finnegan, Deputy Police Chief Hovey, Highway Superintendent Fayo, Town Attorney Blythe, Orange County Legislator Chris Eachus

SALUTE TO FLAG

Supervisor Green called to order the Reorganization Meeting and presided over same.

#1 On Agenda: Motion - Adopt Rules Of Procedure And Set Town Board Meetings - 2009

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adopt the Rules of Procedure for the year 2009 pursuant to Section 43 of the Town Law and pursuant to the copy hereto attached to the Minutes, marked No. 1. Also that the Town Clerk be authorized to advertise regarding Town Board meeting dates, pursuant to the Freedom of Information Law, Public Officers Law, Article #7.

Roll Call: All Ayes

Motion Carried: 5-0

#2 On Agenda: Minutes

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve the minutes of the Public Hearings regarding New Windsor Rural Fire Protection District, and the Proposed Shift of Operations – Empire Merchants North LLC, and the minutes of the Town Board meeting all held on December 3, 2008, as per the copies posted on the Town Clerk's bulletin board in the Town Hall, and same distributed to each of the Town Board members.

Roll Call: All Ayes

Motion Carried: 5-0

UNFINISHED BUSINESS

HIGHWAY DEPARTMENT

#3 On Agenda: Motion - Authorization To Purchase Small Tools And Equipment

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Highway Superintendent to make necessary purchases of small tools and equipment not to exceed \$500.00 per purchase without prior Town Board approval, pursuant to Highway Law 1A.

Roll Call: All Ayes

Motion Carried: 5-0

#4 On Agenda: Receive And File Appointment Of Deputy Highway Superintendent – 2009

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk the appointment of **SUPERVISOR GEORGE A. GREEN** as Deputy Highway Superintendent for 2009.

#5 On Agenda: Receive And File Executed Snow and Ice Agreement With Orange County – 2008/2009 Snow Season

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a fully executed Snow and Ice Agreement between the Town of New Windsor and the County of Orange for various county roads for the 2008-2009 snow season.

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WATER DEPARTMENT

#6 On Agenda: Receive and File Notice of Claim – NYS Water Board vs. Town of New Windsor

Hearing no objection, the Town Board of the Town of New Windsor receive and file a Notice of Claim in the matter of the New York City Water Board v. Town of New Windsor and the New Windsor Consolidated Water District for unpaid invoices for excess water consumption.

#7 On Agenda: Motion – Authorize Final Payment – Tri-Co Electric for Union Avenue Pump Station Project

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize final payment in the sum of \$9,846.25 to Tri-Co Electric Corporation for Union Avenue Pump Station Improvements, pursuant to the recommendation of McGoey, Hauser, & Edsall, Consulting Engineers, P.C, dated December 23, 2008.

Roll Call: All Ayes

Motion Carried: 5-0

SANITATION DEPARTMENT

#8 On Agenda: Appoint Supervisor Of Refuse/Garbage And Set Salary

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor approve the appointment of **ANTHONY FAYO** as Supervisor of Refuse and Garbage and set salary at \$20,867.00 for the year 2009.

Roll Call: All Ayes

Motion Carried: 5-0

**#9 On Agenda: Receive and File Map, Plan and Report for Expansion of Garbage District
 – Steele Road and Portion of Route 207**

Hearing no objection, the Town Board of the Town of New Windsor receive and file map, plan and report of McGoey, Hauser & Edsall, Consulting Engineers, P.C., expanding the Town of New Windsor Garbage District to include Steele Road and a portion of Route 207 between Clark View Road and Steele Road.

GENERAL

#10 On Agenda: Receive And File Appointment - Deputy Town Clerks

Hearing no objections, the Town Board of the Town of New Windsor receive and file the appointment of the Deputy Town Clerks for 2009 as submitted by the Town Clerk:

1st Deputy (Full Time)	Cheryl L. Canfield
2nd Deputy (Part Time)	Eleanor Spreer
3rd Deputy (Part Time)	Nancy Wilkins

#11 On Agenda: Receive And File Appointment - Deputy Receiver of Taxes

Hearing no objections, the Town Board of the Town of New Windsor receive and file the Receiver of Taxes' appointment of **MICHAELE CURTIS** as Deputy Receiver of Taxes for 2009.

#12 On Agenda: Motion - Appoint And Set Salary - Registrar Of Vital Statistics

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor appoint **TOWN CLERK DEBORAH GREEN** as Registrar of Vital Statistics and set the salary at \$3,380.00 as budgeted for 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#13 On Agenda: Motion - Appointment Of Foil Officer

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor appoint **TOWN CLERK DEBORAH GREEN** as FOIL Officer to handle all FOIL (Freedom of Information Law) requests for 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#14 On Agenda: Motion - Appointment Of Foil Appeals Officer

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Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor appoint **TOWN ATTORNEY MICHAEL BLYTHE** as FOIL Appeals Officer for the year 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#15 On Agenda: Motion - Appointment Of Civil Defense Director

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the appointment of **MICHAEL BIASOTTI** as Civil Defense Director for the year 2009.

Roll Call: All Aye

Motion Carried: 5-0

#16 On Agenda: Motion – Appoint Engineering Firm And Set Fee

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the adoption of the following resolution:

WHEREAS, the Town of New Windsor requires certain engineering work to be performed, namely:

General Town Engineering Services as outlined in a proposal from McGoey, Hauser and Edsall Consulting Engineers P. C. dated September 9, 2008.

Planning Board Engineering Services as outlined in a proposal from McGoey, Hauser and Edsall Consulting Engineers P. C. dated September 9, 2008.

BE IT RESOLVED, that the Engineering firm of **McGOEY, HAUSER AND EDSALL CONSULTING ENGINEERS, P.C.**, 33 Airport Center Drive, Suite 202, New Windsor, New York, be retained as Engineers for the Town for the year 2009 and to be compensated according to the proposal dated September 9, 2008 and attached standard fee schedule submitted by the said consulting engineers.

Roll Call: All Ayes

Motion Carried: 5-0

#17 On Agenda: Motion - Retain Services - Accounting Firm – Nugent & Haeussler, P. C.

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve the retention of the accounting firm of **NUGENT & HAEUSSLER, P. C.**, 101 Bracken Road, Montgomery, New York, to conduct the annual audit for the Town of New Windsor and authorize the Town Comptroller to make the necessary arrangements as budgeted.

Roll Call: All Ayes

Motion Carried: 5-0

#18 On Agenda: Motion - Set Salary For Deputy Supervisor

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor set the salary for the Deputy Supervisor at \$2,500.00 annually as budgeted for the year 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#19 On Agenda: Motion - Appoint Town Historian

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor appoint **GLENN MARSHALL** as Town Historian for 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#20 On Agenda: Motion - Set Mileage Rate For Town Officials

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor set the mileage rate for Town officials and employees in accordance with the Internal Revenue Service allowance.

Roll Call: All Ayes

Motion Carried: 5-0

#21 On Agenda: Motion - Designate Official Town Depositories

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor designate the following banks as the official Town depositories:

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Bank of America
JP Morgan Chase Bank
Citizens Bank
HSBC Bank
Key Bank
Manufacturers & Traders Trust Company
Orange County Trust Company

New Windsor
New Windsor
New Windsor
New Windsor
New Windsor
New Windsor
New Windsor

Roll Call: All Ayes

Motion Carried: 5-0

#22 On Agenda: Motion - Authorize Payment Of Dues - New York State Association Of Towns

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the payment of \$1,650.00 for the annual Town membership dues to the New York State Association of Towns. Same to be paid from Special Items Account #A1920.4 as budgeted for 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#23 On Agenda: Motion - Appoint To Ethics Board

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor reappoint **RAYMOND BOSSE**, 326 Butternut Drive, New Windsor, New York to the New Windsor Ethics Board. Term to begin immediately and expire December 31, 2013.

Roll Call: All Ayes

Motion Carried: 5-0

#24 On Agenda: Motion - Appoint To Planning Board

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor reappoint **HENRY VAN LEEUWEN**, Beattie Road, Rock Tavern, New York to the New Windsor Planning Board. Term shall begin immediately and expire December 31, 2013.

Roll Call: All Ayes

Motion Carried: 5-0

#25 On Agenda: Motion – Appoint To Zoning Board Of Appeals

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve the reappointment of **MICHAEL KANE**, 105 Shaker Court North, New Windsor, New York, to serve as a member of the New Windsor Zoning Board of Appeals. Term to begin immediately and expire December 31, 2013.

Roll Call: All Ayes

Motion Carried: 5-0

#26 On Agenda: Motion - Set Salary - Assessment Board Of Review Chairman

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor set the salary for the Chairman of the Assessment Board of Review at \$70.00 per meeting for 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#27 On Agenda: Motion - Set Salary - Assessment Board Of Review Members

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor set the salary for the members of the Assessment Board of Review at \$35.00 per meeting, per member, for 2009.

Roll Call: All Ayes

Motion Carried: 5-0

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#28 On Agenda: Motion - Set Salary - Planning Board Chairman

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor set the annual salary for the Chairman of the Planning Board at \$2,086.00 for the year 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#29 On Agenda: Motion - Set Salary - Planning Board Members

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor set the annual salary for the members of the Planning Board at \$1,390.50 each for the year 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#30 On Agenda: Motion - Set Salary - Zoning Board Of Appeals Chairman

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor set the annual salary for the Chairman of the Zoning Board of Appeals at \$2,086.00 for the year 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#31 On Agenda: Motion - Set Salary - Zoning Board Of Appeals Members

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor set the annual salary for the members of the Zoning Board of Appeals at \$1,390.50 each for the year 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#32 On Agenda: Motion - Appointment Of Court Officers

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor approve the appointments of **DOMINICK LUCERA, ANTHONY D'ANGELO, JOHN LOPEZ, ANTHONY JACKLITSCH** and **WILLIAM SHARP** to serve as Court Officers for the two Justice Courts for the year 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#33 On Agenda: Motion - Approve Clerical Help - Town Board Meetings And Set Salary

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve clerical assistance at Town Board meetings and set the salary at \$60.00 per meeting attended and that said salary shall be paid from General Fund, Town Hall Expense.

Roll Call: All Ayes

Motion Carried: 5-0

#34 On Agenda: Motion - Appointment Of Night Court Clerks

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor approve the appointment of **ELEANOR LECH** and **STEPHANIE HEFT** as the Night Court Clerks for the two Justice Courts and set salary at \$60.00 each, per court night.

Roll Call: All Ayes

Motion Carried: 5-0

#35 On Agenda: Motion - Appointment Of Justice Court Stenographers

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the appointment of **GERRI MASTEN, CINDY MONCHINO** and **CLARA TRIPODO**, as Court Stenographers and set salary at \$60.00 each, per court night.

Roll Call: All Ayes

Motion Carried: 5-0

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#36 On Agenda: Motion - Set Stipend For Deputies

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor set the stipend for 1st Deputy Town Clerk and Deputy Receiver of Taxes at \$175.00 per month, for 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#37 On Agenda: Appoint To Records Advisory Board

I, George A. Green, Town Supervisor of the Town of New Windsor, do hereby appoint to serve on the Records Advisory Board:

Glenn T. Marshall, Town Historian
Cheryl L. Canfield, Deputy Town Clerk

#38 On Agenda: Motion - Sign And Countersign Town Checks

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the **TOWN SUPERVISOR GEORGE A. GREEN** to sign all checks and **COMPTROLLER JOHN FINNEGAN** to countersign same and permit said Supervisor and Comptroller to use a facsimile signature when necessary.

Roll Call: All Ayes

Motion Carried: 5-0

#39 On Agenda: Motion - Open Time Deposit Accounts

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Town Supervisor and Town Comptroller to open Time Deposit Accounts and Day of Withdrawals with the Town's official depositories for the purpose of investing idle funds.

Roll Call: All Ayes

Motion Carried: 5-0

#40 On Agenda: Motion - Name Official Newspaper

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor name **THE SENTINEL** as the official Town newspaper for the year 2009.

Roll Call: All Ayes

Motion Carried: 5-0

#41 On Agenda: Motion - Name Official Radio Stations

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor name the following radio stations as the official radio stations for 2009: WGNV (Newburgh) and WBNR (Beacon).

Roll Call: All Ayes

Motion Carried: 5-0

#42 On Agenda: Motion - Adopt Investment Policies And Guidelines

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adopt the Investment Policies and Guidelines document as exhibited herein, marked No. 2.

Roll Call: All Ayes

Motion Carried: 5-0

#43 On Agenda: Motion – Appoint Supervisor Of Buildings And Grounds And Set Salary

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve the appointment of **MICHAEL BABCOCK** as Supervisor of Buildings and Grounds and set the salary at \$20,867.00 as budgeted for the year 2009, effective January 1, 2009.

Roll Call: All Ayes

Motion Carried: 5-0

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#44 On Agenda: Motion – Adopt Benefits For Full Time Employees Not Covered By Labor/Management Contract

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor adopt the following Resolution regarding employee benefits for seven (7) Town of New Windsor employees not covered by labor/management agreements or individual employment contracts.

BE IT RESOLVED that the same benefits set forth in the current CSEA contract shall apply in full to the following employees:

Clerk to Supervisor	Comptroller's Clerk
Deputy Highway Superintendent	Deputy Town Clerk
Police Chief's Secretary	Supervisor's Secretary
Secretary/Paralegal to Town Attorney	

AND BE IT FURTHER RESOLVED that this resolution supersedes all previous resolutions including but not limited to the resolutions dated January 5, 1972; February 1, 1978; and June 21, 1978.

Roll Call: All Ayes

Motion Carried: 5-0

#45 On Agenda: Appoint Liaison Officers/Deputy Supervisor

I, George A. Green, Town Supervisor of the Town of New Windsor hereby appoint the following Liaison Officers:

Ambulance	Supervisor Green
Highway Department	Councilman Lundstrom
Justice Court	Councilwoman Weyant
Planning/Zoning Boards	Councilwoman Biasotti
Police Department	Supervisor Green
Recreation Department	Councilwoman Mullarkey
Senior Citizens	Councilwoman Biasotti
Sewer Department	Councilman Lundstrom
Social Services	Councilwoman Mullarkey
Water Department	Councilwoman Weyant

Pursuant to Section 42 of the Town Law of the State of New York, I appoint **PATRICIA Y. MULLARKEY** to the Office of Deputy Supervisor, to serve from January 2009 through December 31, 2009.

#46 On Agenda: Motion – Adopt 2009 Standard Schedule of Fees

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adopt the Standard Schedule Of Fees for 2009..

In order to provide for a consolidated schedule of fees and to allow for annual review and modification of fees involving the administration of town ordinances and regulations, the Town Board deems it in the public interest to establish the Standard Schedules of Fees for the Town of New Windsor for the year 2009.

Said adopted Standard Schedule of Fees shall be attached to the minutes and marked #3.

The fees as adopted may be viewed in the Town Clerk's office during normal business hours.

Roll Call: All Ayes

Motion Carried: 5-0

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#47 On Agenda: Motion – Authorize Supervisor To Execute Department Head Contracts

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize the Supervisor to execute Department Head contracts for the following positions:

Chief Information Technology Officer	Chief of Police
Comptroller	Deputy Chief of Police
Police Lieutenant	Recreation Director
Senior Building Inspector	Tax Assessor
Town Attorney	

Roll Call: All Ayes

Motion Carried: 5-0

#48 On Agenda: Motion – Adopt Resolution For Post-Retirement Health Benefits For Elected Officials

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor hereby establishes post retirement health benefits for elected officials in accordance with the attached Resolution.

Roll Call: All Ayes

Motion Carried: 5-0

#49 On Agenda: Motion – Adopt Negative Declaration – RPA Associates For Patriot Bluff

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor hereby adopts the attached Negative Declaration for the RPA Associates, LLC Developer's Agreement for a project commonly known as Patriot Bluff.

Roll Call: All Ayes

Motion Carried: 5-0

#50 On Agenda: Motion – Adopt Resolution Introducing Draft Comprehensive Plan For Public Review

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adopt the following resolution:

WHEREAS, among the most important powers and duties granted by the legislature to a town government is the authority and responsibility to undertake town comprehensive planning and to regulate land use for the purpose of protecting the public health, safety and general welfare of its citizens; and

WHEREAS, on October 5, 2006 a Comprehensive Plan Committee was formed to propose a draft Comprehensive Plan setting forth a vision of the community's future; and

WHEREAS, the Comprehensive Plan Committee held a series of public meetings seeking input from the community on the issues and goals important to the Town of New Windsor; and

WHEREAS, the Comprehensive Plan Committee prepared a draft Comprehensive Plan and presented it to the Town Board for its consideration; and

WHEREAS, the Town Board has considered the draft Comprehensive Plan prepared by the Comprehensive Plan Committee; and

WHEREAS, the Town Board wishes to introduce the current draft Comprehensive Plan for formal review and consideration pursuant to New York State Town Law § 272-a; and

WHEREAS, this is an action that is subject to the State Environmental Quality Review Act ("SEQRA"), and the Town Board being the only Involved Agency as that term is defined in the SEQRA regulations set forth at 6 NYCRR Part 617, automatically assumes Lead Agency status; and

WHEREAS, the consideration and adoption of a Comprehensive Plan is a Type I Action as that term is defined in the SEQRA Regulations set forth at 6 NYCRR Part 617; and

WHEREAS, the Town Board has caused to be prepared and has before it a full Environmental Assessment Form ("EAF"); and

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WHEREAS, as a Type I Action, the adoption of a comprehensive plan is an action that may have a significant adverse impact on the environment and requires the preparation of an environmental impact statement; and

WHEREAS, the preparation and review of a generic environmental impact statement is the proper method for analyzing the potential impacts associated with the consideration and adoption of a comprehensive plan, according to 6 NYCRR § 617.10(b); and

WHEREAS, the Town Board has caused to be prepared and has before it a Draft Generic Environmental Impact Statement ("DGEIS"),

NOW, THEREFORE, BE IT RESOLVED as follows that the movant of this resolution hereby introduces the proposed draft Comprehensive Plan for public review and comments, and

BE IT FURTHER RESOLVED that after due consideration of all the facts and circumstances in this matter the Town Board as Lead Agency does hereby authorize the Supervisor to execute the annexed EAF; and

BE IT FURTHER RESOLVED that the Town Board hereby adopts a SEQRA Positive Declaration pursuant to 6 NYCRR § 617.7; and

BE IT FURTHER RESOLVED that after further consideration and review of the DGEIS, the Town Board adopts the SEQRA Notice of Complete DGEIS in order to commence public review and comment on the DGEIS, and

BE IT FURTHER RESOLVED that the Town Board does hereby set a joint public hearing on the proposed draft Comprehensive Plan and the DGEIS for 7:00 p.m. on February 4, 2009, at Town Hall, 555 Union Avenue, New Windsor, New York, and directs that notice of the public hearing be given as required by law, and

BE IT FURTHER RESOLVED that the Town Board by this resolution does hereby refer the proposed draft Comprehensive Plan to the Planning Board of the Town of New Windsor for a report pursuant to New York State Town Law § 272-a(5)(a); and

BE IT FURTHER RESOLVED that the Town Board does hereby refer the proposed draft Comprehensive Plan to the Orange County Department of Planning pursuant to New York State Town Law § 272-a(5)(b) and to the provisions of §§ 239-L, M and N of the General Municipal Law of the State of New York.

Roll Call: All Ayes

Motion Carried: 5-0

#51 On Agenda: Motion – Authorize Signing Certificate Of Insurance

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize the signing of the Certificate of Insurance for a period from December 24, 2008 to December 24, 2009, Public Employees Dishonesty Bond, #B6010158, with reference to the Receiver of Taxes.

Roll Call: All Ayes

Motion Carried: 5-0

#52 On Agenda: Motion – Adopt Resolution In Support Of Smoke Free Movies

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor adopt the attached resolution in support of the Orange County Department of Health Reality Check Smoke Free Movie Campaign.

Roll Call: All Ayes

Motion Carried: 5-0

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**#53 On Agenda: Motion – Authorize Special Use Permit For Knox Village
(Legacy Woods Senior Housing)**

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor hereby grants a Special Use Permit to Knox Village, Inc. for a senior citizen housing project commonly known as Legacy Woods Senior Housing located on the east side of NYS Route 32 in accordance with the attached Resolution.

Roll Call: All Ayes

Motion Carried: 5-0

**#54 On Agenda: Receive And File Results Of Canvass Of Ballots - Annual Election
- Quassaick Bridge Fire District**

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Certificate of Results of the canvass of ballots cast for Fire Commissioner at the annual election of the Quassaick Bridge Fire District held on December 9, 2008.

**#55 On Agenda: Receive And File Results Of Canvass Of Ballots - Annual Election
- Salisbury Mills Fire District**

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Certificate of Results of the canvass of ballots cast for Fire Commissioner at the annual election of the Salisbury Mills Fire District held on December 9, 2008.

**#56 On Agenda: Receive And File Results Of Canvass Of Ballots - Annual Election
- Vails Gate Fire District**

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Certificate of Results of the canvass of ballots cast for Fire Commissioner at the annual election of the Vails Gate Fire District held on December 9, 2008.

#57 On Agenda: Receive and File Independent Auditor's Report - 2007

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk an Auditor's Report from Nugent and Haeussler, P.C. for the year ended December 31, 2007.

**#58 On Agenda: Receive And File Directive Appointing Town Attorney As Coordinator
For Preparedness Funding - National Incident Management System**

Hearing no objection, the Town Board of the Town of New Windsor receive and file a directive appointing Town Attorney as Coordinator for all preparedness funding for the implementation of the National Incident Management System (NIMS).

#59 On Agenda: Receive And File Permit Bond – Spagnoli Excavating, Inc.

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Continuation Certificate for Permit Bond #B158063, submitted by Spagnoli Excavating, Inc., P. O. Box 4288, New Windsor, New York, in the amount of \$20,000.00, effective December 5, 2008 and expiring December 5, 2009. The purpose of the Permit Bond is to secure a permit from the Town of New Windsor to perform street openings within the Town. Same being referred to the Town Attorney and the Town Highway Superintendent.

#60 On Agenda: Receive And File Drainage Easement – Beaver Dam Lake Water Corporation

Hearing no objection, the Town Board of the Town of New Windsor receive and file a Drainage Easement between Town of New Windsor and Beaver Dam Lake Water Corporation, dated October 9, 2008, and recorded in the Orange County Clerk's Office on the 12th day of November, 2008, as File #20080109849.

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#61 On Agenda: Receive And File Notice Of Claim – Carla Sigelbaum As Proposed Administratrix Of Carly Sigelbaum

Hearing no objection, the Town Board of the Town of New Windsor receive and file a Notice of Claim in the matter of "Carla Sigelbaum, as Proposed Administratrix of the Estate of Carly Sigelbaum, Deceased, Individually v. County of Orange and Town of New Windsor."

#62 On Agenda: Receive And File Notice Of Claim – Carla Sigelbaum, Individually And As Proposed Guardian Ad Litem Of Louis Sigelbaum

Hearing no objection, the Town Board of the Town of New Windsor receive and file a Notice of Claim in the matter of "Carla Sigelbaum, Individually and as Proposed Guardian Ad Litem of Louis Sigelbaum, An Adult Incapable of Prosecuting His Own Rights v. County of Orange and Town of New Windsor."

#63 On Agenda: Receive And File Annual Reports - 2008

Hearing no objection, the Town Board of the Town of New Windsor receive and file the 2008 Annual Reports of the Town Clerk, Fire Prevention, Recreation Department and Dial a Bus.

#64 On Agenda: Officials Reports

The following reports were received, recorded and filed with the Town Clerk:

Receiver of Taxes – Water-Sewer-Garbage	Month of November 2008
Building Department	Month of December 2008
Fire Prevention	Month of December 2008
Justice Richard W. Thorpe	Month of December 2008
Justice Donald J. Suttlehan	Month of December 2008
Police Department	Month of December 2008
Receiver of Taxes – Water-Sewer-Garbage	Month of December 2008
Recreation Department	Month of December 2008
Town Clerk	Month of December 2008

#65 On Agenda: Public Forum

Supervisor Green opened the public forum portion of the meeting by asking if any of the Board had any comments. He then asked if anyone else had any comments or questions.

Legislator Chris Eachus thanked the Town Board and Town Clerk Deborah Green for allowing him to share the use of Town Hall approximately once a month and he congratulated Anthony Fayó and the highway department employees for doing such a great job.

Bill Steidle asked if it was possible to get a print copy of the draft comprehensive plan and generic environmental impact statement which was adopted this evening. Supervisor Green said a copy was available in his office and in the office of the Town Clerk. He has no extra copies of the Plan available but would try to get a CD for anyone wishing to make copies from it. He also said that it would probably be placed on the website.

Mr. Steidle asked if at the public hearing scheduled for February 4th, Stuart Turner's office was going to give a presentation and the Supervisor said that his office would certainly be present at the meeting. He also wanted to know if there would be a period for written comments after the hearing.

Leo Braun asked if someone could condense the Plan to make reading it easier and Supervisor Green said that if one of the newspapers wanted to come in and read it and condense it down, they were certainly welcome to do so, however that's a tough job and things always get left out when someone tries condensing one of these things.

Diane Newlander asked who was appointed as liaison to the schools and the Supervisor said that school liaison is not an appointment that the Town Board makes, however Councilwoman Mullarkey always represents us with the school districts.

TOWN BOARD REORGANIZATION MEETING
WEDNESDAY, JANUARY 9, 2009; 7:00 P.M.

Barney Bedetti asked if any details of the health benefit plan for elected officials were available. Supervisor Green said a copy would be in the Town Clerk's office, but the plan is almost identical with the plan that is used by Orange County.

A resident asked if the Supervisor had any comment on his request that the Town Board hold a hearing after January 20th and adopt a resolution indicting George W. Bush for crimes committed while in office. The Supervisor thanked him for speaking and said he had no comment.

Hearing no one else wishing to speak, Supervisor entertained a motion to close the Public Forum.

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor close the Public Forum portion of the meeting.

Roll Call: All Ayes

Motion Carried: 5-0

#66 On Agenda: Adjourn

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adjourn the Town Board Reorganization Meeting at 7:47 P. M.

Roll Call: All Ayes

Motion Carried: 5-0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK

/clc